

## OFFICIAL COUNCIL PROCEEDINGS

A regular meeting of the City Council of the City of Menomonie, Dunn County, Wisconsin, was held in open session on February 21, 2005, and called to order by Council President Lowery at 7:00 p.m. in the City Council Chambers. The following members were present: Hartung, Sandy White, Sutliff, Herb White, Riedel, Schwebs, Kolve, Hoyt, Brogan, Beety, and Lowery. Mr. Lowery announced that he would preside at the meeting as Council President and exercise his right to vote.

**MOTION** to approve the minutes of the February 7, 2005 meeting was made by Hartung, seconded by Kolve, and carried.

**PUBLIC HEARINGS** Council President Lowery announced time for the public hearing regarding the proposed special assessments for the installation and reconstruction of sidewalk on the west side of 9<sup>th</sup> Street from 13<sup>th</sup> Avenue to 16<sup>th</sup> Avenue. No one appeared and the hearing was declared closed.

Council President Lowery announced time for the public hearing regarding the proposed special assessments for the installation of new sidewalk on the west side of 21<sup>st</sup> Street from Stout Road to 1,050 feet south. No one appeared and the hearing was declared closed.

Council President Lowery announced time for the public hearing regarding the proposed special assessments for the installation of new sidewalk on the south side of 24<sup>th</sup> Avenue from Bongey Drive to 280' east. David Holmstrom, and Pastor Aage Larsen, representing Oak Ridge Church, questioned the necessity of this project because of the sidewalk on the north side of 24<sup>th</sup> Avenue, and asked the Council to table this project. Hearing closed.

Council President Lowery announced time for the public hearing regarding the proposed special assessments for the installation of new sidewalk on the south side of Stout Road from 17<sup>th</sup> Street to 21<sup>st</sup> Street. Bill Richartz, Bill Labs, representing Berg's Automotive, Jack Bowman, Nick Rassbach, Jack Register, and Greg LaPean stated their opposition to this project and requested the Council to not proceed with the proposed sidewalk. Hearing closed.

**PUBLIC COMMENTS** Russ Korpela, Tourism & Events Coordinator for the Greater Menomonie Area Chamber of Commerce, announced he was available to answer questions regarding the proposed "FREEDOM-FEST 2005" event.

David Enestvedt, President of the Menomonie Lions Club, announced he was available to answer questions relating to the proposed agreements between the Menomonie Lions Club, the Dunn County Historical Society, and the City regarding the use of specific areas in Wakanda Park.

Julie Wildenberg announced she was available for questions relating to the request to hold their annual water-ski tournament in LaPointe Park on May 7<sup>th</sup>, 2005.

**MOTION** authorizing the engineers to solicit bids for new sidewalk improvements and sidewalk reconstruction on the west side of 9<sup>th</sup> Street from 13<sup>th</sup> Avenue to 16<sup>th</sup> Avenue was made by Herb White, seconded by Sandy White, and carried on roll call vote.

**MOTION** authorizing the engineers to solicit bids for new sidewalk improvements on the south side of 24<sup>th</sup> Avenue from Bongey Drive to 280' east was made by Sandy White, seconded by Kolve, and lost on the following roll call vote: Ayes: Sandy White, Schwebs, Kolve, Beety, and Lowery. Noes: Hartung, Sutliff, Herb White, Riedel, Hoyt, and Brogan.

**MOTION** to not authorize the engineers to solicit bids for new sidewalk improvements on the south side of Stout Road from 17<sup>th</sup> Street to 21<sup>st</sup> Street was made by Brogan, seconded by Sutliff, and carried on roll call vote with Sandy White opposed.

**MOTION** to not authorize the engineers to solicit bids for new sidewalk improvements on the west side of 21<sup>st</sup> Street from Stout Road to 1,050 feet south was made by Beety, seconded by Riedel, and carried on roll call vote.

MOTION was made by Sutliff, seconded by Kolve, and carried to approve the request from the Chamber of Commerce for full use of Wakanda Park for Freedom Fest 2005 on July 3 & 4, 2005; including waiver of any rental/reservation fees for the use of the shelters or electricity, allow the sale of food and beverages, allow a petting zoo and ferret races, allow parking on the grassy areas north of the Lion’s Club shelter, and allow amplified music until 10:30 p.m. on July 3, 2005 and until 12:00 midnight on July 4, 2005.

MOTION was made by Brogan, seconded by Hartung, and carried to approve the request from the UW-Stout Waterski Team to hold their annual “Frostbite Figure Eight” barefoot tournament on May 7, 2005 in LaPoint Park and permission to operate a concession stand and sell items during the tournament.

MOTION was made by Hartung and seconded by Sandy White to approve the proposed agreements between the Menomonie Lions Club, the Dunn County Historical Society, and the City regarding the use of specific areas in Wakanda Park with item number six of the agreement between the City and the Menomonie Lions Club to read “The timber to be harvested pursuant to this license shall be identified and marked for harvest by a licensed forester with sound forest management practices applied. No clear cutting will be permitted.”

MOTION was made by Brogan, seconded by Riedel, and carried to suspend the rules to hear from David Enestvedt. Mr. Enestvedt assured the council that they have been using a forester to mark the trees in the past, and that proper procedure will be followed.

ORIGINAL MOTION carried on roll call vote.

BIDS were received for rental farmland as follows:  
Troy Behling: Parcel A = \$51 Per tillable acre; and Parcel F = \$35 per tillable acre; and John Govin (for 2005, 2006, 2007, 2008, and 2009 - all per acre/per year): Parcel A = \$60; Parcel B = \$30; Parcel C = \$20; Parcel D = \$20; Parcel E = \$20; and Parcel F = \$20.  
MOTION to accept the five year bid from John Govin was made by Brogan, seconded by Hartung, and carried on roll call vote.

MOTION to approve the proposed municipal agreement between the DOT and the city for the relocation of traffic lights at Main and Broadway Street was made by Schwebs, seconded by Brogan, and carried on roll call vote.

BUDGET TRANSFER MOTION was made by Sutliff, seconded by Brogan, and carried on roll call vote to approve the following budget transfer: \$5,000 from Water Utility, Maint. of Structures 61.63100.226 Repairs to Maints. of Trans. & Dist. Mains 61.67300.226 Repairs.

MAYOR’S REPORT The agenda pack included the January day shift activity report from the police department, and notice that the fire department has received a grant of \$105,500 from the 2004 Assistance to Firefighters Grant Program.

MOTION was made by Hoyt, seconded by Sandy White, and carried on roll call vote to approve payment of the following claims:

<u>2005 Claims</u>	
Pierce Manufacturing, Inc.	\$ 313,886.00
US Postal Service	1,466.00
Wausau Insurance Co.	10,979.00
Wipfli	4,610.00
<u>2005 Parking Utility</u>	
City Treasurer	3,167.82
Ronald Koenig	110.50
Wipfli	20.00

LICENSES MOTION was made by Sutliff, seconded by Kolve, and carried to approve the license list, as presented:

**OPERATORS:** Cheryl L. Borden; Roxanna M. Boyce; Cassy J. Fedderly; Lisa J. Hoff; Jodi S. Karshbaum; Megan E. Kegley; Patrick K. Kelley; Molly R. Stoulil.  
**TEMPORARY CLASS “B” BEER LICENSE:**

Greater Menomonie Area Chamber of Commerce - July 3 & 4, 2005 @ Wakanda Park;

Beach area - beer sales: 7/3/05 = noon - 10:00 p.m., and 7/4/05 = 5:00 p.m. - 11:30 p.m.; and

Upper park - beer sales: 7/4/05 = 11:00 a.m. - 6:00 p.m.

**TEMPORARY CLASS “B” BEER:** Greater Menomonie Area Chamber of Commerce - July 18, 2005 @ Dunn County Historical Society - 1820 Wakanda Street (in a tent on the east side of the building).

**TEMPORARY CLASS “B” BEER:** Greater Menomonie Area Chamber of Commerce - August 15, 2005 @ Red Cedar Plaza - 2321 Hwy. 25 N. (Outside under a tent in the parking lot - between Caribou Coffee and Westland Insurance, Suites 308, 305 and 303).

MOTION to convene in closed session under Wisconsin Statutes 19.85 (1) (c),(e), and (g) for the purpose of considering employment, promotion, compensation or performance evaluation data of any public employee over which the government body had jurisdiction or exercises responsibility; deliberating or negotiating the purchase/sale of public properties; the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session; conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved was made by Hoyt, seconded by Brogan, and carried on roll call vote.

MOTION was made by Beety, seconded by Hartung, and carried to amend the fire chief job description and require that he/she live within the city limits within six months of hire.

MOTION to return to open session was made by Sutliff, seconded by Kolve, and carried on roll call vote.

Action taken was announced.

MOTION to adjourn was made by Brogan, seconded by Riedel, and carried.

JoAnn L. Kadinger, City Clerk